

# HOUSE . . . . . No. 183

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By Mr. Walsh of Boston, petition of Martin J. Walsh and Brian P. Wallace relative to alternate beneficiaries and continuing survivor allowances for physically or mentally incapacitated persons over eighteen years of age. Public Service.

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## The Commonwealth of Massachusetts

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In the Year Two Thousand and Five.

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AN ACT RELATIVE TO SURVIVOR ALLOWANCE.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section 12 (2) I of Chapter 32, of the General  
2 Laws, as appearing in the 2000 Official Edition, is hereby  
3 amended by striking in line 105 the words “and may not choose  
4 another option” and inserting in place thereof the words “or may  
5 choose an alternate beneficiary, provided such alternate benefi-  
6 ciary is physically or mentally incapacitated from earning on the  
7 date of death of the original beneficiary.”

1 SECTION 2. Section 12 (2) ii of Chapter 32, of the General  
2 Laws, as appearing in the 2000 Official Edition, is hereby  
3 amended by adding after the words “under age eighteen” in  
4 line 139 the words “unless such child is over age eighteen and  
5 physically or mentally incapacitated from earning, then such child  
6 shall continue to receive such allowance.”